

STATE OF VERMONT

HUMAN SERVICES BOARD

In re) Fair Hearing No. 14,152

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Appeal of)

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INTRODUCTION

The petitioner appeals the decision by the Department of Social Welfare denying his applications for ANFC, Medicaid, and Food Stamps. The issue is whether the petitioner's resources and income are in excess of the maximums for those programs.

FINDINGS OF FACT

The facts are not in dispute. The petitioner was employed full time for several years until September, 1995. In that month he accepted a severance package offered by his company. The terms of the package included the petitioner receiving full pay until December, 1995. When his paychecks ended the petitioner applied for ANFC, Food Stamps, and Medicaid.

The petitioner and his wife have several bank accounts and life insurance policies with a combined cash value of over \$10,000. Since this amount is many times the resource maximum under all the programs, it is unnecessary to make any further findings in this matter regarding any other aspect of the petitioner's eligibility for any of these programs.⁽¹⁾

ORDER

The Department's decision is affirmed.

REASONS

The resource limitation for ANFC and Medicaid is \$1,000. W.A.M. § 2261 and Medicaid Manual § M340. For Food Stamps, it is \$2,000. F.S.M. § 273.8(b). The petitioner's resources are far in excess of these maximums. Therefore, the Department's decisions must be affirmed. 3 V.S.A. § 3091(d), and Fair Hearing Rule No. 17.

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1. It is undisputed, however, that the petitioner has income from unemployment compensation of over \$900 a month, and his wife makes over \$1,000 a month in gross income from her employment. This places the petitioner far over the income maximums for ANFC and Medicaid. In addition to this, an adult son who lives in the household (whose income would be counted for Food Stamps) is also employed full time. One of the petitioner's minor children receives SSI. The petitioner's two other minor children are eligible for medical coverage under the Dr. Dinosaur program.